

FORM PTO-1594 (Modified)
(Rev. 10/02)
OMB No. 0591-0027 (exp. 8/30/2005)
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TM05/REV03

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

Docket No.:

004-T-51

Tab settings

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Salerno Foods, L.L.C.

- Individual(s)
- General Partnership
- Corporation-State
- Other Limited Liability Company - Delaware
- Association
- Limited Partnership

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Affidavit re inadvertently recorded assignment (Reel/Frame No. 187770332)
- Merger
- Change of Name

Execution Date: 8/3/2004

2. Name and address of receiving party(ies):

Name: Delicious Brands, Inc.

Internal Address: _____

Street Address: 2070 Maple Street

City: Des Plaines State: IL ZIP: 60018

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State Delaware
- Other _____

If assignee is not domiciled in the United States, a domestic designation is Yes No
(Designations must be a separate document from Additional name(s) & address(es) Yes No

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,132,678

Additional numbers Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Howard C. Miskin, Esq.

Internal Address: _____

Street Address: 350 Fifth Avenue, Suite 4710

City: New York State: NY ZIP: 10118

6. Total number of applications and registrations involved:.....

1

7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

13-3731

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Howard C. Miskin, Esq.
Name of Person Signing

Howard C. Miskin
Signature

August 3, 2004
Date

Total number of pages including cover sheet, attachments, and

2

Mail documents to be recorded with required cover sheet information to:
Mail Stop Recordation Services
Director of the United States Patent and Trademark Office
P.O. Box 1450, Alexandria, VA 22313-1450

TRADEMARK

REEL: 002924 FRAME: 0532

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AFFIDAVIT

I, Howard C. Miskin, attorney for Archways Cookies, LLC, and attorney of record of U.S. Trademark Registration No. 2,132,678 – MAMA’s Character Design MAKE OATH AND SAY AS FOLLOWS:

1. I have been attorney of record of U.S. trademark registration No. 2,132,678 (hereinafter “the Trademark”) since at least July 6, 1998.
2. The Trademark was registered on January 27, 1998 by Salerno Foods, L.L.C. (hereinafter “Salerno”).
3. Salerno assigned the Trademark to The Delicious Frookie Company, Inc. (hereinafter “DFC”) on April 3, 1998 (See Reel/Frame No. 1787/0578).
4. DFC changed its name to Delicious Brands, Inc. (hereinafter “DB”) on July 14, 1998 (See Reel/Frame No. 002899/0192).
5. DB (previously named DFC) assigned the Trademark to BF USB, Inc. on June 1, 2000 (See Reel/Frame No. 2095/0580).
6. BF USB, Inc. assigned, through merger, the Trademark to the current owner Archways Cookies, L.L.C. on January 24, 2003 (See Reel/Frame No. 2739/0464).
7. The assignment of the Trademark from Salerno to DB (Reel/Frame No. 1877/0332) executed on October 23, 1998 and recorded by the U.S. Trademark Office Assignment Division on November 2, 1998 was inadvertently filed with the Trademark Office Assignment Division and is therefore erroneous.
8. The purpose of this declaration is to correct the chain of title in U.S. Trademark Registration No. 2,132,678.

The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, makes oath and says that all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

Date: August 3, 2004

Howard C. Miskin

Howard C. Miskin, Esq.

Attorney of Record

County of New York
:SS.:
State of New York

SUBSCRIBED AND SWORN TO before me this 3rd day of August, 2004,

GLORIA TSUI-YIP
Notary Public, State of New York
No. 02155070473
Qualifies in New York County
Term Expires 6/9/07

Gloria Tsui-Yip

Notary Public